



#15 DAC
MS. PETITION
PATENT
4450-0293P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Rohit SHARMA Conf.: 9982
Appl. No.: 09/580,029 Group: 2133
Filed: May 26, 2000 Examiner: D. Ton
For: NETWORK PERFORMANCE MONITORING AND
RESTORATION BASED ON TRANSMISSION CODE
VIOLATIONS

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

MS PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 31, 2004

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to an Office Action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

09/01/2004 CNGUYEN 00000071 09580029

01 FC:1453

1330.00 OP

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OFFICE OF PETITIONS

1. Petition fee

Small entity - fee \$650.00 (37 C.F.R. § 1.17(m)).
Applicant claims small entity status. See 37 C.F.R. § 1.27.

Other than small entity - fee \$1330.00 (37 C.F.R. § 1.17(m))

2. Reply

A. The reply and/or fee to the above-noted Office action in the form of a Reply:

has been filed previously on .

is enclosed herewith.

B. The issue fee of .

has been paid previously on .

is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 C.F.R. § 1.20(d)) of \$55.00 for a small entity or \$110.00 for other than a small entity) disclaiming the required period of time is enclosed herewith.

4. Statement: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

- No fee is required.
- Check(s) in the amount of \$1,330.00 is enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Michael R. Cammarata, #39,491

HHS

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

MRC/kpc
4450-0293P

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Attachments:

- Fee Payment
- Reply
- Terminal Disclaimer Form
- Additional sheets containing statements establishing unintentional delay
- Other:

(Rev. 04/30/03)



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Appl. No.: 09/580,029 Group: 2133

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LARGE ENTITY TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 31, 2004

Sir:

Transmitted herewith is an amendment in the above-identified application.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

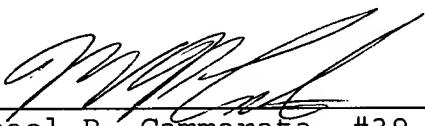
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	21	-	21	=	0	\$ 18	\$0.00
INDEPENDENT	4	-	4	=	0	\$ 86	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$290	\$0.00
						TOTAL	\$0.00

- Petition for () month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). for the extension of time.
- No fee is required.
- Check(s) in the amount of is(are) enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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MRC/HNS/lab
4450-0293P

Attachment(s)

(Rev. 02/08/2004)

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